IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Xpplicant:

Jerry A. Douglas

Serial No.:

10/771,928

Filed:

February 4, 2004

For:

Composition for Treating a Dermatological Inflammatory

Response and Method of Preparation Thereof

Group No:

Unknown

Attorney's Docket No:

N9914

Customer No:

23456

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §1.56, applicant hereby calls to the attention of the Patent and Trademark Office the following patents and other documents which are listed on attached Form PTO-1449.

This Information Disclosure Statement is being filed within three months of the filing date of the above-referenced application.

- 1. U.S. Patent No. 3,887,704 issued June 3, 1975, to Lichtenstein.
- 2. U.S. Patent No. 4,160,821 issued June 10, 1979, to Sipos.
- 3. U.S. Patent No. 4,226,851 issued October 7, 1980, to Sompayrac.
- 4. U.S. Patent No. 4,325,939 issued April 20, 1982, to Shah.
- 5. U.S. Patent No. 4,339,432 issued July 13, 1982, to Ritchey, et al.
- 6. U.S. Patent No. 4,425,325 issued January 10, 1984, to Ritchey, et al.
- 7. U.S. Patent No. 4,477,438 issued October 16, 1984, to Willcockson, deceased et al.

- 8. U.S. Patent No. 4,853,213 issued August 1, 1989, to Thame.
- 9. U.S. Patent No. 4,980,152 issued December 25, 1990, to Frazier, et al.
- 10. U.S. Patent No. 4,992,259 issued February 12, 1991, to Schiraldi et al.
- 11. U.S. Patent No. 5,002,970 issued March 26, 1991, to Eby, III.
- 12. U.S. Patent No. 5,104,644 issued April 14, 1992, to Douglas.
- 13. U.S. Patent No. 5,143,720 issued September 1, 1992, to Lopes.
- 14. U.S. Patent No. 5,174,990 issued December 29, 1992, to Douglas.
- 15. U.S. Patent No. 5,310,546 issued May 10, 1994, to Douglas.
- 16. U.S. Patent No. 5,372,802 issued December 13, 1994, to Barrow, et al.
- 17. U.S. Patent No. 5,665,332 issued September 9, 1997, to Mundschenk et al.
- 18. U.S. Patent No. 5,707,610 issued January 13, 1998, to Ibsen, et al.
- 19. U.S. Patent No. 5,855,873 issued January 5, 1999, to Yam.
- 20. U.S. Patent No. 5,948,390 issued September 7, 1999, to Nelson, et al.
- 21. U.S. Patent No. 6,086,856 issued July 11, 2000, to Saferstein, et al.
- 22. U.S. Patent No. 6,348,187 issued February 19, 2002, to Pan, et al.
- 23. U.S. Patent No. 6,409,992 issued June 25, 2002, to Kleinberg, et al.
- 24. U.S. Patent No. 6,592,852 issued July 15, 2003, to Ryles, et al.
- Published Patent Application US 2002/0081270 A1 Published June 27,2002 by Delli Santi, et al.
- Published Patent Application US 2002/0182267 A1 published December5, 2002 by Kleinberg, et al.
- 27. Synopsis of the Concept and Theory of Prevention Mouth Rinse,

- Prevention Laboratories, L.L.C., 66 pages (not later than February 3, 2003.)
- 28. Prevention Mouth Rinse Scientific Data, Prevention Laboratories,
 L.L.C., 52 pages (not later than February 3, 2003.)
- 29. Prevention Everyday Applied to Skin Rash, Prevention Laboratories,L.L.C., 1 page (not later than February 3, 2003.)
- 30. A Complete Balanced System, Prevention Laboratories, L.L.C., 65 pages (not later than February 3, 2003.)
- 31. Triumph Pharmaceuticals, Inc., online catalog, www.trioral.com/products/rinse.php, TriOral BreathCure, 2 pages (May 3, 2004)
- 32. Triumph Pharmaceuticals, Inc., online catalog, www.trioral.com/trioral/faq_rinse.php, Frequently Asked Questions
 TriOral BreathCure, 12 pages (May 3, 2004)
- 33. Tender Corporation, www.tendercorp.com/afterbite.html, After Bite, 2 pages (March 24, 2004)

Copies of the listed documents are attached.

These documents are being cited in the interest of complete disclosure.

The Commissioner is authorized to charge any deficiency or credit any overpayment in connection with this Information Disclosure Statement to Deposit Account No. 23-0035.

Respectfully submitted,

Douglas W. Schelling, Ph.D.
Registration No. 48,335
WADDEY & PATTERSON
A Professional Corporation
Customer No. 23456
ATTORNEY FOR APPLICANT

Douglas W. Schelling, Ph.D. Waddey & Patterson 414 Union Street, Suite 2020 Bank of America Plaza Nashville, TN 37219 (615) 242-2400



CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this Information Disclosure Statement (4 pages); Certificate of First Class Mailing (1 page); and one copy of each listed reference (33 references) are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

On May 3, 2004.

Douglas W. Schelling, Ph.D.

_

Comparable to Form PTO-1449

U.S. Department of Commerce Patent & Trademark Office

DISCLOSURE CITATION

(Use several sheets if necessary)

Atty. Docket No.

Serial No.

N9914

Customer No. 23456

10/771,928

Applicant

Jerry A. Douglas

Filing Date February 4, 2004			Group Unknown		

				rebluary 4, 200	Unkno	Unknown	
Examiner Initial	Document No.	Date	Name	Class	Subclass	Filing Date If Appropriate	
	3,887,704	June 3, 1975	Lichtenstein	424	145		
	4,160,821	June 10, 1979	Sipos	424	145		
	4,226,851	October 7, 1980	Sompayrac	424	53		
	4,325,939	April 20, 1982	Shah	424	55		
	4,339,432	July 13, 1982	Ritchey, et al	424	54		
	4,425,325	January 10, 1984	Ritchey, et al	424	54		
	4,477,438	October 16, 1984	Willcockson, deceas	ed et al. 424	130		
-	4,853,213	August 1, 1989	Thame	424	58		
	4,980,152	Dec. 25, 1990	Frazier, et al.	424	52		
	4,992,259	February 12, 1991	Schiraldi et al.	424	49		
	5,002,970	March 26, 1991	Eby, III	514	494		
	5,104,644	April 14, 1992	Douglas	424	53		
	5,143,720	September 1, 1992	Lopes	424	55		
	5,174,990	Dec. 29, 1992	Douglas	424	53		
	5,310,546	May 10, 1994	Douglas	424	53		
	5,372,802	Dec. 13, 1994	Barrow, et al.	424	52		
	5,665,332	September 9, 1997	Mundschenk et al.	424	49		
	5,707,610	January 13, 1998	Ibsen, et al.	424	49		
	5,855,873	January 5, 1999	Yam	424	49		
	5,948,390	O September 7, 1999 Nelson, et al.		424	54		
	6,086,856 July 11, 2000 Saferstein, et al. 6,348,187 February 19, 2002 Pan, et al.		424	58			
			424	53			
	6,409,992	June 25, 2002	Kleinberg, et al.	424	49		
	6,592,852 July 15, 2003 Ryles, et al.		424	49			

	MISCELLANEOUS DOCUMENTS
	Published Patent Application US 2002/0081270A1, June 27, 2002, by Delli Santi, et al.
	Published Patent Application US 2002/0182267 A1, December 5, 2002, by Kleinberg, et al.
	Synopsis of the Concept and Theory of Prevention Mouth Rinse, Prevention Laboratories, L.L.C., 66 pages (not later than February 3, 2003.)
	Prevention Mouth Rinse Scientific Data, Prevention Laboratories, L.L.C., 52 pages (not later than February 3, 2003.)
	Prevention Everyday Applied to Skin Rash, Prevention Laboratories, L.L.C., 1 page (not later than February 3, 2003.)
	A Complete Balanced System, Prevention Laboratories, L.L.C., 65 pages (not later than February 3, 2003.)
-	

Examiner:

Date Considered

^{*}Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Page 2 of 2

Comparable to Form PTO-1449		U.S. Department of Commerce Patent & Trademark Office			Atty. Docket No.		Serial No.	
INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)				N9914 Customer No. 23456			10/771,928	
					Applicant			
				Jerry A.	Douglas			
				Filing Date February 4, 2004		_	Group Unknown	
Examiner Initial	Document No.	Data	Name		Class	Cubalasa	Filing Date	
initial	Document No.	Date	Name		Class	Subclass	If Appropriate	
		·· _ · · · ·						
		,						
					**			
 			, , ,					
		MISCELLANEOUS DOC	UMENTS				<u> </u>	
	3, 2004)	cals, Inc., online catalog, v		•				
	Triumph Pharmaceuticals, Inc., online catalog, www.trioral.com/trioral/faq_rinse.php, Frequently Asked Questions TriOral BreathCure, 12 pages (May 3, 2004)							
	Tender Corporation, v	www.tendercorp.com/afte	erbite.html, Af	ter Bite, 2 pa	ages (March 2	24, 2004)		
Examiner:			Pate Considere	ed				
	on considered, whether or ridered. Include copy of this				/ line through	citation if no	t in conformance	
			F F			 		